

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA)	Criminal No. 8:13-CR-296 (GLS)
)	
v.)	
)	Government's Proposed Verdict Form
PATRICK LLOYD, a.k.a. "Problem,")	
"Prob," "P," and)	
MICHAEL SPENCER," a.k.a. "DON,")	
)	
Defendant.)	

The United States of America, by and through its counsel of record, the United States of Attorney for the Northern District of New York, herby files its proposed verdict form.

Dated: August 3, 2015

Respectfully submitted,

RICHARD S. HARTUNIAN
United States Attorney

By: /s/ Katherine Kopita
Katherine Kopita
Cyrus P.W. Rieck
Assistant United States Attorneys
Bar Roll Nos. 517944 and 518933

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PATRICK LLOYD, a.k.a. "Problem,")	
"Prob," "P,")	
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Defendant.)	

VERDICT FORM

PLEASE NOTE: YOUR VERDICT SHOULD BE REPORTED TO THE JUDGE ON THIS VERDICT FORM WHICH MUST BE SIGNED BY THE JURY FOREPERSON. THE QUESTIONS MUST BE ANSWERED UNANIMOUSLY.

We, the jury, unanimously find as follows:

COUNT 1

- (1) Count One (1): Conspiracy to Distribute and/or Possess with the Intent to Distribute a Controlled Substance [21 U.S.C. §§ 846 & 841(a)(1)].**

As for Count One (1) of the Indictment against defendant Patrick Lloyd, how do you, the jury find?

Guilty: _____ Not Guilty: _____

IF YOUR VERDICT ON COUNT ONE (1) IS GUILTY, YOU MUST ANSWER THE FOLLOWING QUESTIONS:

- (A)(i)** Was the amount of heroin defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy 1 kilogram or more?

Yes: _____ No: _____

If your answer is yes, proceed to (B)(i). If your answer is no, proceed to (A)(ii).

- (ii)** Was the amount of heroin defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy 100 grams or more but less than 1 kilogram?

Yes: _____ No: _____

If your answer is yes, proceed to (B)(i). If your answer is no, proceed to (A)(iii).

- (iii)** Was the amount of heroin defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy less than 100 grams?

Yes: _____ No: _____

Proceed to (B)(i).

- (B)(i)** Was the amount of cocaine base (crack) defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy 280 grams or more?

Yes: _____ No: _____

If your answer is yes, proceed to (C)(i). If your answer is no, proceed to (B)(ii).

- (ii)** Was the amount of cocaine base (crack) defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy 28 grams or more but less than 280 grams?

Yes: _____ No: _____

If your answer is yes, proceed to (C)(i). If your answer is no, proceed to (B)(iii).

- (iii)** Was the amount of cocaine base (crack) defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy less than 28 grams?

Yes: _____ No: _____

Proceed to (C)(i).

- (C)(i)** Was the amount of cocaine defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy 500 grams or more?

Yes: _____ No: _____

If your answer is yes, your deliberations with respect to Count 1 against defendant Patrick Lloyd are complete and you should proceed to Count 2. If your answer is no, proceed to (C)(ii).

- (ii)** Was the amount of cocaine defendant Patrick Lloyd reasonably could have foreseen as being involved in the conspiracy less than 500 grams?

Yes: _____ No: _____

Proceed to Count 2.

COUNT 2

- (2) **Count Two (2): Possession of a Firearm in Furtherance of a Drug Trafficking Crime [18 U.S.C. § 924(c)(1)(A)].**

As for Count Two (2) of the Indictment against defendant Patrick Lloyd, how do you, the jury find?

Guilty: _____ Not Guilty: _____

Dated: _____

So say we all,

Foreperson

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA)	Criminal No. 8:13-CR-296 (GLS)
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MICHAEL SPENCER,” a.k.a. “DON,”)	
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Defendant.)	

VERDICT FORM

PLEASE NOTE: YOUR VERDICT SHOULD BE REPORTED TO THE JUDGE ON THIS VERDICT FORM WHICH MUST BE SIGNED BY THE JURY FOREPERSON. THE QUESTIONS MUST BE ANSWERED UNANIMOUSLY.

We, the jury, unanimously find as follows:

COUNT 1

- (1) Count One (1): Conspiracy to Distribute and/or Possess with the Intent to Distribute a Controlled Substance [21 U.S.C. §§ 846 & 841(a)(1)].**

As for Count One (1) of the Indictment against defendant Michael Spencer, how do you, the jury find?

Guilty: _____ Not Guilty: _____

IF YOUR VERDICT ON COUNT ONE (1) IS GUILTY, YOU MUST ANSWER THE FOLLOWING QUESTIONS:

- (A)(i)** Was the amount of heroin defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy 1 kilogram or more?

Yes: _____ No: _____

If your answer is yes, proceed to (B)(i). If your answer is no, proceed to (A)(ii).

- (ii)** Was the amount of heroin defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy 100 grams or more but less than 1 kilogram?

Yes: _____ No: _____

If your answer is yes, proceed to (B)(i). If your answer is no, proceed to (A)(iii).

- (iii)** Was the amount of heroin defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy less than 100 grams?

Yes: _____ No: _____

Proceed to (B)(i).

- (B)(i)** Was the amount of cocaine base (crack) defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy 280 grams or more?

Yes: _____ No: _____

If your answer is yes, proceed to (C)(i). If your answer is no, proceed to (B)(ii).

- (ii)** Was the amount of cocaine base (crack) defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy 28 grams or more but less than 280 grams?

Yes: _____ No: _____

If your answer is yes, proceed to (C)(i). If your answer is no, proceed to (B)(iii).

- (iii)** Was the amount of cocaine base (crack) defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy less than 28 grams?

Yes: _____ No: _____

Proceed to (C)(i).

- (C)(i)** Was the amount of cocaine defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy 500 grams or more?

Yes: _____ No: _____

If your answer is yes, your deliberations with respect to Count 1 against defendant Michael Spencer are complete and you should proceed to Count 2. If your answer is no, proceed to (C)(ii)

- (ii)** Was the amount of cocaine defendant Michael Spencer reasonably could have foreseen as being involved in the conspiracy less than 500 grams?

Yes: _____ No: _____

Proceed to Count 2.

COUNT 2

- (2) **Count Two (2): Possession of a Firearm in Furtherance of a Drug Trafficking Crime [18 U.S.C. § 924(c)(1)(A)].**

As for Count Two (2) of the Indictment against defendant Michael Spencer, how do you, the jury find?

Guilty: _____ Not Guilty: _____

Dated: _____

So say we all,

Foreperson